

FILED IN OPEN COURT
ON 2-12-13 A3
Julie A. Richards, Clerk
US District Court
Eastern District of NC

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
Western Division
Docket No. 5:11-MJ-13-1**

On July 10, 2012, Russ W. Church appeared before the Honorable William A. Webb, U.S. Magistrate Judge in the Eastern District of North Carolina, and pursuant to an earlier plea of guilty to Count 1- Driving While Impaired-Level 4, in violation of 18 U.S.C. § 13, assimilating N.C.G.S. 20-138.1 and Count 3- Careless and Reckless by Manner, in violation of 18 U.S.C. § 13, assimilating N.C.G.S. 20-140(a), was sentenced to a 12-month term of probation.

From evidence presented at the revocation hearing on February 12, 2013, the court finds as a fact that Russ W. Church, who is appearing before the court with counsel, has violated the terms and conditions of the probation judgment as follows:

1. Using a controlled substance.
2. Failure to pay a monetary obligation.

IT IS, THEREFORE, ORDERED AND ADJUDGED that the probation sentence heretofore granted be revoked, and the defendant is ordered committed to the custody of the Bureau of Prisons or its authorized representative for imprisonment for a period of 60 days.

IT IS FURTHER ORDERED that the balance of the financial imposition originally imposed be due in full immediately.

IT IS FURTHER ORDERED that the Clerk provide the U.S. Marshal a copy of this Judgment and same shall serve as the commitment herein.

This the 12th day of February, 2013.

James E. Gates
U.S. Magistrate Judge